

Appendix E. Management Authority for California's Marine Fisheries (by Species)

A. Species for which the Commission has complete management authority

1. Sport fisheries only (all sections refer to Title 14)

Anchovy (all species; section 27.60 c)
Barracuda, California (section 28.25)
Bass, Striped (section 27.85)
Bonito, Pacific (section 28.32)
Butterfish (Pacific pompano; section 27.60 c)
Clams (gaper, Washington, geoduck, littleneck, soft shell, chiones, quahogs, cockles, Pismo, razor; sections 29.20-29.45)
Crab (Dungeness and all other species of the *Cancer* genus; section 29.85)
Eel grass, surf grass, sea palm (section 30.10)
Flounder, starry (section 27.60 c)
Grunion (section 28.00)
Grouper (Gulf and broomtail; section 28.12)
Halibut, California (section 28.15)
Halibut, Pacific (section 28.20)
Jacksmelt (section 27.60 c)
Lobster (section 29.90)
Mackerel (jack, Pacific; section 27.60 c)
Marlin (all species; section 28.50)
Moon snail (section 29.71)
Queenfish (section 27.60 c)
Sanddabs (all species; section 27.60 c)
Sardine, Pacific (section 27.60 c)
Scallop (rock, speckled; sections 29.60, 29.65)
Sculpin (Pacific staghorn; section 27.60 c)
Shark, (blue, thresher, shortfin mako, soupfin, sixgill, sevengill, leopard (sections 27.60 b, 28.56)
Smelt (surf, night, day, whitebait; section 28.45)
Squid (all species; section 29.70)
Sturgeon (all species; section 27.90)
Surfperch (shiner; section 27.60 c)
Swordfish (section 28.40)
Topsmelt (section 27.60 c)
Tuna (albacore, bluefin, skipjack; section 27.60 c)
Whitefish, ocean (section 28.58)
Yellowtail (section 28.37)

and all other species not specifically listed in either Title 14 or Fish and Game Code (Title 14 sections 27.56, 27.60 c, 29.05, 30.00; FGC section 200)

2. Sport and Commercial fisheries (Management authority for sport and commercial fisheries does not mean that both fisheries currently exist for that particular species.)

Abalone (all species; Title 14 section 29.15, 100; FGC sections 5220-5222)
Bass (kelp, barred sand, spotted, giant sea; Title 14 sections 28.30, 28.10; FGC sections 8586, 8587.1)
Blacksmith (FGC sections 8586, 8587.1)
Croaker, black (FGC sections 8586, 8587.1)
Eel, (monkeyface-prickleback, California moray, wolf; FGC sections 8586, 8587.1)
Garibaldi (Title 14 section 28.05; FGC sections 8586, 8587.1)
Goby (blackeye, bluebanded; FGC sections 8586, 8587.1))
Greenling (rock, painted; Title 14 section 28.29; FGC sections 8586, 8587.1)

Halfmoon (FGC sections 8586, 8587.1)
 Herring (Pacific, round; Title 14 sections 27.60, 163-163.5; FGC section 8550)
 Herring eggs (Title 14 sections 28.60, 164; FGC section 8389)
 Kelp and other aquatic plants (all species; Title 14 sections 30.00, 165-165.5; FGC section 6653)
 Kelpfish (giant, island; FGC sections 8586, 8587.1)
 Mussels (California sea, bay; Title 14 section 29.55, 115; FGC section 8344)
 Opaleye (FGC sections 8586, 8587.1)
 Ray, Pacific electric (FGC sections 8586, 8587.1)
 Salema (FGC sections 8586, 8587.1)
 Sargo (FGC sections 8586, 8587.1)
 Sculpin, buffalo (FGC sections 8586, 8587.1)
 Seabass, white (Title 14 sections 28.35, 155; FGC section 7071)
 Sea urchins (all species; Title 14 section 120.7; FGC section 9054).
 Senorita (FGC sections 8586, 8587.1)
 Shark (basking, horn, swell; FGC sections 8586, 8587.1, 8599.4)
 Sheephead, California (Title 14 section 28.26; FGC sections 8586, 8587.1)
 Shrimp and prawns (bay shrimp, blue mud shrimp, coonstripe shrimp, ghost shrimp, Pacific ocean shrimp, red rock shrimp, golden prawn, ridgeback prawn, and spot prawn; Title 14 sections 29.86-29.88, 120, 120.3, 120.6, 180.1; FGC sections 8591, 8842)
 Surfperch (black perch, dwarf perch, kelp perch, pile perch, rainbow seaperch, reef perch, rubberlip seaperch, striped seaperch; FGC sections 8586, 8587.1)
 Tidal invertebrates (barnacles, chiones, cockles, sand crabs, limpets, mussels, sand dollars, octopuses, shrimp, sea hares, starfish, worms, and native oysters; Title 14 section 123; FGC section 8500).
 Whitefish, ocean (FGC sections 8586, 8587.1)
 Wrasse, rock (FGC sections 8586, 8587.1)

B. Species for which the Legislature has complete management authority

1. Commercial fisheries only

Barracuda, California (FGC sections 8382, 8384, 8386)
 Bonito, Pacific (FGC section 8377)
 Clams (FGC sections 8340-8343, 8346)
 Croakers (spotfin croaker, yellowfin croaker, and California corbina; FGC section 8373)
 Crabs (FGC sections 8275-8284)
 Far offshore fishing (FGC sections 8110-8114)
 Grunion (FGC section 8381)
 Hagfish (FGC section 9001.6)
 Halibut, California (FGC sections 8391-8392)
 High seas interception of salmon (FGC sections 8120-8123)
 Marlin (FGC section 8393)
 Scallop (rock, speckled; FGC section 8345)
 Shark, angel (FGC section 8388)
 Shark, leopard (FGC section 8388.5)
 Shark, white (FGC sections 5517, 8599)
 Skipjack (FGC section 8378)
 Striped bass and sturgeon in nets (FGC sections 8370-8371)
 Surfperch (species not primarily inhabiting rocky reef or kelp habitat in nearshore waters; FGC section 8395)
 Tuna (bluefin, yellowfin, albacore; FGC sections 8374-8376)
 Yellowtail (FGC sections 8382, 8384, 8386-8387)

and all other species not specifically listed in either Title 14 or Fish and Game Code (FGC 8140) and not primarily inhabiting rocky reef or kelp habitat in nearshore waters.

C. Species for which the Commission has limited management authority (commercial fisheries)

Anchovy (Title 14 section 147; FGC sections 7708, 8183, 8780.1). Authority limited to reduction permit and use of bait nets only. Anchovy managed under Pacific Fishery Management Council (PFMC) Coastal Pelagic Species FMP.

Goby (chameleon, yellowfin), midshipman (plainfin), mudsucker (longjaw), sculpin (Pacific staghorn); (Title 14 section 119). Authority limited to take by trawl nets inside of Golden Gate Bridge.

Groundfish (Title 14 section 189; FGC 8403). Authority limited to adopting regulations not in conflict with federal groundfish regulations. Groundfish managed under PFMC Groundfish FMP. Species include: cabezon; cod (Pacific); finescale codling; flounder (arrowtooth, starry); greenling (kelp); grenadier (Pacific rattail); lingcod; ratfish; all rockfishes of the genus *Sebastes*; sanddab (Pacific); sablefish; scorpionfish (California); shark (leopard, soupfin, spiny dogfish); skate (big, California, longnose); soles (butter, curfin, dover, English, flathead, petrale, rex, rock, sand); thornyhead (longspine, shortspine); whiting (Pacific hake));

Lobster (Title 14 section 121-122; FGC sections 8254, 8259). Authority limited to issuance and revocation of permits, and establishment of permit conditions. Season and size restrictions in Fish and Game Code.

Mackerel, Pacific (Title 14 section 148; FGC 8411, 8412). Authority limited to conforming regulations to FMP. Authority limited to issuance and revocation of permits, and establishment of permit conditions. Pacific mackerel managed under PFMC Coastal Pelagic Species FMP.

Pelagic Sharks (Title 14 106; FGC sections 8561-8577). Authority limited to issuance and revocation of drift gill net permits. Several pelagic sharks and other species are being addressed in a PFMC Highly Migratory Species FMP currently being developed^a (see below).

Salmon (Title 14 sections 27.80, 182-183; FGC sections 7652, 8210-8226). Authority limited to conforming regulations to FMP. Salmon managed under PFMC Salmon FMP.

Sardine (Title 14 section 157; FGC sections 8150.7, 8780.1). Authority limited to conforming regulations to FMP, importation of sardines for bait, and use of bait nets. Sardine managed under PFMC Coastal Pelagic Species FMP.

Sea Cucumber (FGC section 8405.3). Authority effective until 1/1/03.

Squid (Title 14 section 149; FGC section 8425). Authority effective until 1/1/04. Squid listed under PFMC Coastal Pelagic Species FMP but is a monitored species only. Pacific Fishery Management Council has deferred management of squid to the State as long as management is consistent with federal regulations.

Swordfish (Title 14 section 106,107; FGC section 8394, 8561-8577). Authority limited to issuance and revocation of drift gill net permits. Authority for management of hand-held hook and line and harpoon fishery. Swordfish are being addressed in a PFMC Highly Migratory Species FMP currently being developed.

^a The following species are included in a Draft Highly Migratory Species FMP currently being developed. These finfishes would be under management authority of the PFMC: dolphin fish; escolar*; louvar*; bullet mackerel*; marlin (striped); opah*; sunfish (ocean)*; shark (basking*, blue, salmon*, shortfin mako, thresher, bigeye thresher, pelagic thresher, white); swordfish; tuna (albacore, bigeye, bluefin, skipjack, black skipjack*, yellowfin).

* denotes species that would be included in the plan if they become targeted or significant bycatch, discard, or incidental catch.